



# CITY OF LODI COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Adopt Resolution Establishing and Updating Public Works Engineering Fees for Preparation of Agreements and Processing of Improvement Projects

**MEETING DATE:** December 17, 2003

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** That the City Council adopt a resolution establishing and updating Public Works Engineering fees for preparation of agreements and processing of improvement projects

**BACKGROUND INFORMATION:** Council approved the current schedule of Public Works Engineering and miscellaneous fees in April 1999, and they took effect July 1, 1999. These discretionary services are typically funded in whole or in part by user fees.

The proposed fee adjustments (Exhibit A) are based largely upon salary increases over the past four years, resulting from cost of living adjustments and salary survey adjustments.

Several fees are comparable to the fees charged by the County and cities in the County. Fees included in this category are Plan Check, Inspection, and Improvement Agreements. A comparison of these fees for Lodi, Stockton, San Joaquin County, Tracy and Ripon is presented in Exhibit B. At the proposed schedule, Lodi fees will remain modestly below the surveyed agencies.

Three new fees are recommended by staff and these are: 1) Improvement Agreement, 2) Improvement Agreement Addendum, and 3) Deferred Improvement Agreement. Over time, the breadth, scope and complexity of these agreements has grown to a level where the costs cannot reasonably be absorbed by the City. In other San Joaquin County cities, these discretionary services are charged in addition to the plan check charges for improvement projects. The fee for lot line adjustments is substantially higher than before, based on the level of effort and the fact that the original fee which was initiated in 1999 was underestimated.

An annual adjustment formula based upon the Consumer Price Index (Western Region, Urban, unadjusted) is included in the fee schedule that applies to all fees except Plan Check and Inspection, as these are based on a percentage of construction costs. There was no adjustment clause in the prior fee schedule. As a result, the noted fees in Exhibit A will automatically increase on July 1 of each year.

**FUNDING:** Not applicable.

Richard C. Prima, Jr.  
Public Works Director

Prepared by F. Wally Sandelin, City Engineer  
RCP/FWS/pmf  
Attachments

APPROVED:

Jim Dixon Flynn, City Manager

RESOLUTION NO. 2003-244

A RESOLUTION OF THE LODI CITY COUNCIL ESTABLISHING  
AND UPDATING PUBLIC WORKS ENGINEERING FEES FOR  
PREPARATION OF AGREEMENTS AND PROCESSING OF  
IMPROVEMENT PROJECTS

=====

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

WHEREAS, the Lodi Municipal Code requires the City Council, by Resolution, to set fees for various services provided by the City of Lodi to recover those costs associated with providing specific services and programs; and

WHEREAS, staff recommends increasing and establishing fees for the Public Works Department, as shown on the attached schedule marked Exhibit A and B.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does hereby implement the fee schedules as attached hereto and made a part of this Resolution.

All resolutions or parts of resolutions in conflict herewith are repealed insofar as such conflict may exist.

This resolution shall be published one time in the Lodi News Sentinel, a daily newspaper of general circulation printed and published in the City of Lodi, and shall be in force and take effect January 15, 2004.

Dated: December 17, 2003

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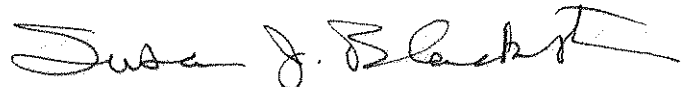
I hereby certify that Resolution No. 2003-244 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 17, 2003, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hitchcock, Howard, Land, and Mayor Hansen

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON  
City Clerk

## Exhibit A

Engineering Fees	Note	Proposed Fee Revision	Existing Fee
Plan Check, First Submittal		No Change	90% of Estimated Final Approval Fee
Plan Check, Final Approval		5.0% of first \$50,000 3.0% of next \$200,000 2.0% of amount over \$250,000	4.5% of first \$50,000 2.5% of next \$200,00 1.5% of amount over \$250,000
Improvement Agreement	1	\$1,500	None
Improvement Agmt. Addenda	1	\$500	None
Deferred Improvement Agreement	1	\$1,500	None
Inspection		3.5% on engineered projects	2.5% on engineered projects
Inspection on Overtime	1	\$43.25/hour	\$39.90/hour
Miscellaneous			
Encroachment Permit			
Sidewalk/Driveway (single parcel)	1	\$65	\$50
Non-Construction	1	\$32	\$25
Downtown Sidewalk Encroachment	1	\$32 (one-time)	None
Utility & Other Non-Public Construction	1	\$32 plus 2.5% of construction cost for engineering and 2.5% for inspection	\$25 plus 2.5% of construction cost for engineering and 2.5% for inspection
Document Preparation	1	\$65	\$50
Transportation Permits			
Single Trip		No Change	\$16 per Caltrans fee
Multiple Trips		No Change	\$90 per Caltrans fee
Other			
Address Change	1	\$21	\$16
Street Abandonment	1	\$963 plus traffic studies, if needed	\$750 plus traffic studies
Easement Abandonment	1	\$321	\$250
Street Name Change	1	\$321	\$250
Lot Line Adjustment	1	\$1,200	\$225
Impact Mitigation Fee Payment Agreement	1	\$500	None

- These fees shall be adjusted annually by the inflation rate based on the prior calendar year as determined by the Consumer Price Index (Western Region, Urban, unadjusted). The rate of inflation (or deflation) is applied to the fees to determine the fees for the subsequent year. Said fee adjustments, if any, will be made automatically effective July 1 of each year.

## Exhibit B

	Lodi Present Fee	Lodi Proposed Fee	Stockton	Lathrop	County	Tracy	Ripon
Plan Check	4.5% of \$50,000 plus 2.5% of \$200,000 plus 1.5% of >\$250,000	5.0% of \$50,000 plus 3.0% of \$200,000 plus 2.0% of >\$250,000	5.5% of \$25,000 plus 3.0% of \$225,000 plus 2.0% of >\$250,000	5.5% of \$25,000 4.5% of \$225,000 3.5% >\$250,000	7.0% of \$50,000 plus 3.85% of \$250,000 plus 2.75% >\$300,000	3.5%	3.0%
Inspection	2.5%	3.0%	3.5%	3.0%	5% of \$200,000 plus 3.85% of \$300,000 plus 2.75% of \$500,000 2.25% >\$1,000,000	3.5%	3.0%
Improvement Agreement (Subdivision Agreement)	None	\$1,500	\$4,000	None	\$900	\$3,780	\$1,000
Improvement Agreement Addenda	None	\$500	\$4,000	None	None	None	None
Deferred Improvement Agreement	None	\$1,500	\$4,000	\$250	\$410	\$3,780	\$2,000- \$4,000

PROOF OF PUBLICATION

(2015.5 C.C.C.P.)

STATE OF CALIFORNIA

County of San Joaquin

I am a citizen of the United States and a resident of the County aforesaid: I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Lodi News-Sentinel, a newspaper of general circulation, printed and published daily except Sundays and holidays, in the City of Lodi, California, County of San Joaquin and which newspaper had been adjudicated a newspaper of general circulation by the Superior Court, Department 3, of the County of San Joaquin, State of California, under the date of May 26th, 1953. Case Number 65990; that the notice of which the annexed is a printed copy (set in type not smaller than non-pareil) has been published in each regular and entire issue of said newspaper and not in any supplement thereto on the following dates to-wit:

December 20th

all in the year 2003

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dated at Lodi, California, this 26th day of December, 2003

Signature

This space is for the County Clerk's Filing Stamp

Proof of Publication of  
Notice of Resolution No. 2003-244

6230

ethnically divided country  
 ave come together to debate  
 ie draft constitution put for-  
 ard by the government of  
 resident Hamid Karzai.  
 The draft calls for a moderate  
 lamic state dominated by a  
 rawn criticism from Islamic  
 ard-liners who want a basic  
 w that is based on Islamic law.

## Ex-trade sweep prompt police call for new laws

TORONTO (AP) — Police in  
 anada's most populous city  
 leaded with the Ontario gov-  
 ernment for tougher child-pro-  
 tection laws Friday after they  
 vere compelled to release three  
 teenage girls found during a  
 nassive crackdown on the  
 ity's underground sex trade.

Five girls, all aged 16 and 17,  
 vere rescued the day before  
 when officers from five different  
 police forces joined city, immi-  
 gration and child-welfare work-  
 rs in a sweep of more than 300  
 body-rub and massage parlors  
 and "holistic centers" across the  
 Greater Toronto Area.

"This was not an issue of  
 prostitution or morality,"  
 Toronto police Staff Insp. Bruce  
 Smollet told a news conference.  
 "This was about saving chil-  
 dren and younger women from  
 being forced to work in this in-  
 dustry."

But three of the five teens re-  
 fused to go into custody, as is  
 their right under Ontario's  
 Child and Family Services Act,  
 which only allows police to re-  
 locate and protect children under  
 the age of 16.

"These aren't hookers," said  
 Toronto police Det. Rueben  
 Stroble. "They're children."

## New army chief vows to capture, kill top rebel

ARAUCA, Colombia (AP) —  
 The new commander of the  
 Colombian army has already  
 made a formidable New Year's  
 resolution: capture or kill at

said in an exclusive interview  
 with The Associated Press that  
 if U.S. troops managed to find  
 Saddam Hussein in a hostile,  
 foreign land, Colombian troops  
 should be able to track down  
 rebel commanders in their own  
 homeland — something they  
 have not done in four decades.

"They found Saddam in a  
 hole, like a rat," the battle-hard-  
 ened Carreno said Thursday as  
 he made a whirlwind trip to  
 boost morale among his troops.  
 "These guys are rats too, hid-  
 den away in the jungle. And we  
 can find them."

Carreno said he is targeting  
 the seven members who make  
 up the ruling secretariat of the  
 Revolutionary Armed Forces of  
 Colombia, known as the FARC.  
 But Carreno said his sights are  
 really set on the top leader of  
 the 17,000-strong rebel group —  
 Manuel "Sureshot" Marulanda.

## PUBLIC NOTICE

### DOC# 2003-270703 FICTITIOUS BUSINESS NAME STATEMENT

The following person is doing business as:  
 POOL-AIDE POOL SERVICE  
 1817 Berkeley Ave.  
 Stockton, CA 95205

CHESTER W. WEBB  
 1817 Berkeley Ave.  
 Stockton, CA 95205

This business is conducted by an individ-  
 ual.

The registrants commenced or will com-  
 mence to transact business under the ficti-  
 tious business name or names above on  
 11/23/03

s: CHESTER W. WEBB  
 This is a new fictitious business name state-  
 ment.  
 This statement was filed with the County  
 Clerk of San Joaquin County on date indi-  
 cated by file stamp.

### CERTIFICATION

11/24/2003  
 Conformed Copy  
 GARY W. FREEMAN  
 County of San Joaquin  
 Assessor-Recorder-County Clerk  
 Dec. 20, 27, 2003, Jan. 3, 10, 2004 — 6224

### DOC# 2003-287688 FICTITIOUS BUSINESS NAME STATEMENT

The following person is doing business as:  
 VALLEY SEAMLESS RAIN GUTTER  
 321 Shasta Dr.  
 Lodi, CA 95242

WILLIAM JACOB McDONNELL  
 321 Shasta Dr.  
 Lodi, CA 95242

This business is conducted by an individ-  
 ual.

The registrants commenced or will com-  
 mence to transact business under the ficti-  
 tious business name or names above on

### NAME STATEMENT

The following persons are doing business  
 as:

CALIFORNIA LANDSCAPE AND DESIGN  
 1209 Mounce St.  
 Lodi, CA 95240

PAUL V. LERMA  
 731 Willow Glen Dr.  
 Lodi, CA 95240  
 GERI LERMA  
 731 Willow Glen Dr.  
 Lodi, CA 95240

This business is conducted by husband  
 and wife.

The registrants commenced or will com-  
 mence to transact business under the ficti-  
 tious business name or names above on n/a.

s: PAUL V. LERMA  
 This is a new fictitious business name state-  
 ment.

This statement was filed with the County  
 Clerk of San Joaquin County on date indi-  
 cated by file stamp.

### CERTIFICATION

12/17/2003  
 Conformed Copy  
 GARY W. FREEMAN  
 County of San Joaquin  
 Assessor-Recorder-County Clerk  
 Dec. 20, 27, 2003, Jan. 3, 10, 2004 — 6223

### DOC# 2003-283445 FICTITIOUS BUSINESS NAME STATEMENT

The following persons are doing business  
 as:

SAVE-MART  
 3310 E. Main St.  
 Stockton, CA 95205

PINA KAUR  
 3615 Montana St.  
 Stockton, CA 95212  
 HARPREET SINGH  
 345 Cypress St.  
 Lodi, CA 95240

This business is conducted by a partner-  
 ship.

The registrants commenced or will com-  
 mence to transact business under the ficti-  
 tious business name or names above on  
 1/1/04

s: PINA KAUR  
 This is a new fictitious business name state-  
 ment.

This statement was filed with the County  
 Clerk of San Joaquin County on date indi-  
 cated by file stamp.

### CERTIFICATION

12/11/2003  
 Conformed Copy  
 GARY W. FREEMAN  
 County of San Joaquin  
 Assessor-Recorder-County Clerk  
 Dec. 20, 27, 2003, Jan. 3, 10, 2004 — 6227

### CASE NUMBER PR 74487

STEVEN J. COTTRELL  
 SBN 070504  
 A Professional Law Corporation  
 125 N. Pleasant Ave.  
 Lodi, CA 95240  
 (209) 369-8212  
 (209) 369-5068

Attorney for: MELVIN ROUSH  
 SUPERIOR COURT OF CALIFORNIA,  
 COUNTY OF SAN JOAQUIN  
 222 EAST WEBER AVENUE  
 STOCKTON, CA. 95202  
 STOCKTON BRANCH

ESTATE OF: MARY FRANCES ROUSH,  
 also known as MARY F. ROUSH and MARY  
 ROUSH, DECEDENT

NOTICE OF PETITION TO ADMINISTER  
 ESTATE OF MARY FRANCES ROUSH,  
 also known as MARY F. ROUSH and MARY  
 ROUSH.

To all heirs, beneficiaries, creditors, con-

### CERTIFICATION

12/10/2003  
 Conformed Copy  
 GARY W. FREEMAN  
 County of San Joaquin  
 Assessor-Recorder-County Clerk  
 Dec. 20, 27, 2003, Jan. 3, 10, 2004 — 6220

### DOC# 2003-286394 FICTITIOUS BUSINESS NAME STATEMENT

The following persons are doing business  
 as:

CLEMENTS HILLS, LLC  
 18721 Cherry Rd.  
 Lodi, CA 95240

MARKUS A. BOKISCH  
 18721 Cherry Rd.  
 Lodi, CA 95240  
 BRAD GOEHRING  
 241 Plains Ct.  
 Galt, CA 95632

This business is conducted by LLC.  
 The registrants commenced or will com-  
 mence to transact business under the ficti-  
 tious business name or names above on  
 1/1/04

s: MARKUS A. BOKISCH  
 This is a new fictitious business name state-  
 ment.

This statement was filed with the County  
 Clerk of San Joaquin County on date indi-  
 cated by file stamp.

### CERTIFICATION

12/16/2003  
 Conformed Copy  
 GARY W. FREEMAN  
 County of San Joaquin  
 Assessor-Recorder-County Clerk  
 Dec. 20, 27, 2003, Jan. 3, 10, 2004 — 6222

12/12/2003  
 Conformed Copy  
 GARY W. FREEMAN  
 County of San Joaquin  
 Assessor-Recorder-County Clerk  
 Dec. 20, 27, 2003, Jan. 3, 10, 2004 — 6221

### DOC# 2003-253015 FICTITIOUS BUSINESS NAME STATEMENT

The following persons are doing business  
 as:

B.D.D. CLEANING SERVICE  
 504 Northbank Ct. #139  
 Stockton, CA 95207

JUAN M. GARCIA  
 504 Northbank Ct. #139  
 Stockton, CA 95207  
 MARIACRUZ GARCIA  
 504 Northbank Ct. #139  
 Stockton, CA 95207

This business is conducted by husband  
 and wife.

The registrants commenced or will com-  
 mence to transact business under the ficti-  
 tious business name or names above on  
 10/31/03

s: JUAN M. GARCIA  
 This is a new fictitious business name state-  
 ment.

This statement was filed with the County  
 Clerk of San Joaquin County on date indi-  
 cated by file stamp.

### CERTIFICATION

10/31/2003  
 Conformed Copy  
 GARY W. FREEMAN  
 County of San Joaquin  
 Assessor-Recorder-County Clerk  
 Nov. 29, Dec. 6, 13, 20, 2003 — 6166

## RESOLUTION NO. 2003-244

A RESOLUTION OF THE LODI CITY COUNCIL ESTABLISHING AND UPDATING  
 PUBLIC WORKS ENGINEERING FEES FOR PREPARATION OF  
 AGREEMENTS AND PROCESSING OF IMPROVEMENT PROJECTS

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

WHEREAS, the Lodi Municipal Code requires the City Council, by Resolution, to set fees  
 for various services provided by the City of Lodi to recover those costs associated with pro-  
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WHEREAS, staff recommends increasing and establishing fees for the Public Works  
 Department, as shown on the attached schedule marked Exhibit A and B.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does  
 hereby implement the fee schedules as attached hereto and made a part of this Resolution.

All resolutions or parts of resolutions in conflict herewith are repealed insofar as such con-  
 flict may exist.

This resolution shall be published one time in the Lodi News Sentinel, a daily newspaper  
 of general circulation printed and published in the City of Lodi, and shall be in force and take  
 effect January 15, 2004.

Dated: December 17, 2003

I hereby certify that Resolution No. 2003-244 was passed and adopted by the City Council  
 of the City of Lodi in a regular meeting held December 17, 2003, by the following vote:

AYES: COUNCIL MEMBERS — Beckman, Hitchcock, Howard, Land, and Mayor Hansen  
 NOES: COUNCIL MEMBERS — None  
 ABSENT COUNCIL MEMBERS — None  
 ABSTAIN: COUNCIL MEMBERS — None

s: SUSAN J. BLACKSTON  
 City Clerk

### Exhibit A

Engineering Fees	Note Proposed Fee Revision	Existing Fee	Estimated Final
Plan Check, First Submittal	No Change	90% of	Approval Fee
Plan Check, Final Approval	5.0% of first \$50,000	4.5% of first \$50,000	2.5% of next \$200,000
	3.0% of next \$200,000		
	2.0% of amount		
	over \$250,000	1.5% of amount over \$250,000	
Improvement Agreement	1	\$1,500	None